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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT TACOMA

9 KALE A. LILIENTHAL,

10 Plaintiff,

11 v.

12 MICHAEL J. ASTRUE, Commissioner of
13 Social Security,

14 Defendant.

CASE NO. C09-5185RBL

ORDER

15 The Court, having reviewed plaintiff's complaint, the Report and Recommendation of
16 Judge J. Richard Creatura, United States Magistrate Judge, and objections to the report and
17 recommendation, if any, and the remaining record, does hereby find and ORDER:

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- 19 (1) The Court adopts the Report and Recommendation;
- 20 (2) The matter is therefore REMANDED to the administration for further
21 consideration; and
- 22 (3) The Clerk is directed to send copies of this Order to counsel of record.

23 DATED this 1ST day of February, 2010.

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26 RONALD B. LEIGHTON
 UNITED STATES DISTRICT JUDGE